

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT**

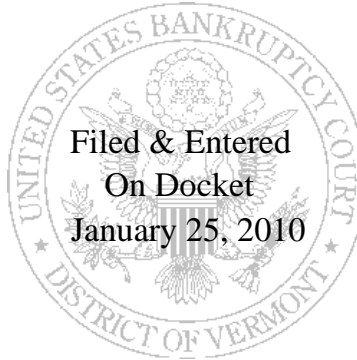
In re:

**Michael F. Montagne,
Debtor.**

**Bourdeau Brothers, Inc.,
Plaintiff,**

v.

**Michael F. Montagne, Diane Montagne,
and Montagne Heifers, Inc.,
Defendants.**



**Chapter 12 Case
08-10916**

**Adversary Proceeding
08-1024**

*Appearances: James Spink, Esq. and Mary Peterson, Esq. for Bourdeau Brothers, Inc.
Lisa Chalidze, Esq. for Diane Montagne*

ORDER

**GRANTING PLAINTIFF'S RENEWED MOTION TO DISMISS AMENDED COUNTERCLAIM
OF DIANE MONTAGNE AND DENYING REQUEST FOR ATTORNEY'S FEES**

For the reasons set forth in the memorandum of decision of even date, the Court grants Bourdeau Brothers, Inc.'s renewed motion to dismiss the amended counterclaims of Diane Montagne (doc. # 274), and denies Bourdeau Brothers, Inc.'s request for attorney's fees.

SO ORDERED.

Rutland, Vermont
January 25, 2010

Colleen A. Brown
United States Bankruptcy Judge